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8 Attorneys for Plaintiff
9 UNITED STATES OF AMERICA

10 UNITED STATES DISTRICT COURT

11 FOR THE CENTRAL DISTRICT OF CALIFORNIA

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 ROBERTO MACIAS, ET AL,

16 Defendants.

No. CR 15-707-R

DENYING
[PROPOSED] ORDER CONTINUING TRIAL
DATE AND FINDINGS REGARDING
EXCLUDABLE TIME PERIODS PURSUANT
TO SPEEDY TRIAL ACT

[PROPOSED] TRIAL DATE: [07-19-16]

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19 The Court has read and considered the Stipulation Regarding
20 Request for (1) Continuance of Trial Date and (2) Findings of
21 Excludable Time Periods Pursuant to Speedy Trial Act, filed by the
22 parties in this matter on March 15, 2016. The Court hereby finds
23 that the Stipulation, which this Court incorporates by reference into
24 this Order, demonstrates facts that support a continuance of the
25 trial date in this matter, and provides good cause for a finding of
26 excludable time pursuant to the Speedy Trial Act, 18 U.S.C. § 3161.

27 The Court further finds that: (i) the ends of justice served by
28 the continuance outweigh the best interest of the public and

1 defendant in a speedy trial; (ii) failure to grant the continuance
2 would be likely to make a continuation of the proceeding impossible,
3 or result in a miscarriage of justice; and (iii) failure to grant the
4 continuance would unreasonably deny defendant continuity of counsel
5 and would deny defense counsel the reasonable time necessary for
6 effective preparation, taking into account the exercise of due
7 diligence.

8 THEREFORE, FOR GOOD CAUSE SHOWN:

9 1. The trial in this matter is continued from March 29, 2016,
10 to July 19, 2016.

11 2. The time period of March 29, 2016, to July 19, 2016,
12 inclusive, is excluded in computing the time within which the trial
13 must commence, pursuant to 18 U.S.C. §§ 3161(h)(7)(A), (h)(7)(B)(i),
14 and (B)(iv).

15 3. Defendant GARCIA shall appear in Courtroom 8 of the Federal
16 Courthouse, 312 North Spring Street, Los Angeles, California on July
17 19, 2016, at 8:30 a.m.

1 4. Nothing in this Order shall preclude a finding that other
2 provisions of the Speedy Trial Act dictate that additional time
3 periods are excluded from the period within which trial must
4 commence. Moreover, the same provisions and/or other provisions of
5 the Speedy Trial Act may in the future authorize the exclusion of
6 additional time periods from the period within which trial must
7 commence.

8 IT IS SO ORDERED.

9
10 3-16-16

11 DATE

DENIED

HONORABLE MANUEL L. REAL
UNITED STATES DISTRICT JUDGE

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14 Presented by:

15 /s/

16 DAFFODIL TYMINSKI
17 Assistant United States Attorney
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